IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 3542 OF 1997

Damji Lalji Gala & Anr. .... Plaintiffs
vs.
IBP Company Ltd. & ors. ... Defendant

Mr. M. Bhandari with Suman Jain for Plaintiffs
Mr. Kunal 'Damle i/b. Udwadia Udeshi & Co., for defendant no. 1.

CORAM: A. S. AGUIAR J.

Date: 6/10/2005

P.C.

Learned advocate for the defendant no. 1 states that the defendants are not agreeable any order being passed in terms of the draft minutes of the order submitted by learned advocate for the Plaintiff. However, they have no objection to the court passing any appropriate orders. In view thereof there will be a decree in terms of prayer clauses (a) and (b) Prothonotary and Senior Master , High Court, is directed to refund to the Plaintiff the sum of Rs.11,33,854.10 paise deposited by the Plaintiff pursuant to order dated 2nd May 2002, with accrued interest thereon.

Refund as per rules.

Suit stands disposed of accordingly, with no order as to costs.

Prothonotary and Senior Master , High Court, Bombay, to act on the authenticated copy of this order.

(A. S. AGUIAR J.)

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